

AFFIDAVIT OF SERVICE

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Civil Action No.: 10 CIV 8973 (T.P.G)
Date Purchased: 11/30/10

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**YORKSHIRE TOWERS COMPANY LP and
YORKSHIRE TOWERS TENANTS ASSOCIATION,**

Plaintiffs,

Attorney: **Anderson Kill & Olick, P.C.**
1251 Avenue of the Americas
42nd Floor
New York, New York 10020
212-278-1000

- against -

**THE FEDERAL TRANSIT ADMINISTRATION, THE
METROPOLITAN TRANSPORTATION AUTHORITY
and THE METROPOLITAN TRANSPORTATION
AUTHORITY CAPITAL CONSTRUCTION COMPANY,**

Defendants.
-----X

STATE OF NEW YORK, COUNTY OF SUFFOLK; SS:

The undersigned being duly sworn, deposes and says:

I, **Corey Guskin**, am not a party to this action, I am over 18 years of age, and I reside in the County of Nassau, in the State of New York.

That on Wednesday, December 1, 2010, at 2:38 P.M. deponent served the within **Summons in a Civil Action, Rule 7.1 Statement, Individual Practices of Judge Thomas P. Griesa, Civil Cover Sheet, Complaint** and Exhibits 1 and 2 in accordance with 5 U.S.C. § 552(a)(4)(c) and applicable law.

Upon: **The Metropolitan Transportation Authority** Tel. (212) 340-3000
Located at: 347 Madison Avenue, New York, New York 10017-3739

Government Agency: by delivering there at a true copy of the aforesaid documents to **The Metropolitan Transportation Authority** personally. Deponent knew said government agency so served to be the government agency described in said summons in a civil action as said defendant and knew said individual to be **Ann Cutler** – General Counsel's Office. Ann Cutler said she is authorized to receive service of process for The Metropolitan Transportation Authority.

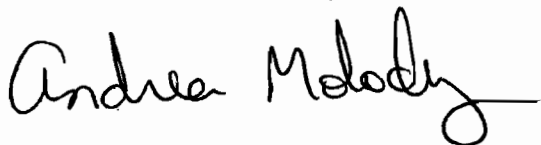
Ann Cutler's Description: Caucasian, White Skin, Female, Blonde Hair, 51 Years Old, Glasses, 5'5" and 145 Lbs

Corey Guskin



License # 1094475

Sworn to before me this 1st day of December, 2010



Notary Public

ANDREA MOLODY
Notary Public State of New York
No. 01MO6037166
Qualified in Suffolk County
Commision Expires Feb 14, 2014

AO 440 (Rev. 02/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the SOUTHERN DISTRICT OF NEW YORK

JUDGE GRIESA

YORKSHIRE TOWERS COMPANY LP and
YORKSHIRE TOWERS TENANTS ASSOCIATION,

Plaintiff

v.

THE FEDERAL TRANSIT ADMINISTRATION, THE
METROPOLITAN TRANSPORTATION AUTHORITY and
THE METROPOLITAN TRANSPORTATION AUTHORITY
CAPITAL CONSTRUCTION COMPANY

Defendant

10 CIV 8973
Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address)

The Metropolitan Transportation Authority
347 Madison Avenue
New York, New York 10017

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

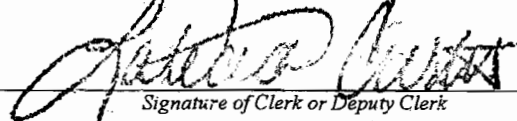
ANDERSON KILL & OLICK, P.C.
1251 Avenue of the Americas
New York, NY 10020

CECCARELLI WEPRIN PLLC
Two Wall Street
New York, NY 10005

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

RUBY J. KRAJICK

CLERK OF COURT


Signature of Clerk or Deputy Clerk

Date:

NOV 30 2010